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September 14, 2009

VIA TELECOPIER AND US MAIL

Mr. Jeff S. Jordan, Esq.
Supervisory Attorney
Complaints Examination & Legal Administration
900 E Street, N.W.
Washington, D.C. 20463

Re: MUR 6209
Bob Barr Leadership Fund
Barr 2008 Presidential Committee
Paul Kilgore
David Chastain

RECEIVED
FEDERAL ELECTION
COMMISSION
2009 SEP 21 PM 12:15
OFFICE OF GENERAL
COUNSEL

Dear Mr. Jordan:

Please accept the following response filed on behalf of the Bob Barr Leadership Fund, the Barr 2008 Presidential Committee, Paul Kilgore, and David Chastain (collectively, the "Barr Respondents") with respect to the complaint filed by Mr. George D. J. Phillies (MUR 6209, the "Complaint"). While the precise allegations lodged by Mr. Phillies are somewhat difficult to discern, no violation of law is presented by the Complaint against any Respondent. As such claims have absolutely no basis in fact or law, the Commission need not give this matter further investigation or action and the Complaint should be immediately dismissed as it pertains to the Barr Respondents.

With respect to the Respondents on whose behalf this response is filed, it appears two transfers of funds make up the body of the complaint: a July 31, 2008 transfer in the amount of \$10,000 from the Bob Barr Leadership Fund to the Libertarian National Committee (the "LNC") and a reported July 23, 2009 transfer in the amount of \$10,000 from the LNC to the Barr 2008 Presidential Committee ("Barr 2008"). One transfer is clearly not a violation on its face, and the other did not occur. Indeed, the first transaction, the transfer from the Bob Barr Leadership Fund to the LNC is not even alleged to be a violation but rather is referred to in the complaint to support the completely unsupported specter of a conspiracy to "evad[e] campaign contribution

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limits from the Barr Leadership Fund to Barr 2008" through the LNC. The second transaction complained of, a \$10,000 transfer from the LNC to Barr 2008, did not occur but rather was listed on Barr 2008 filings through inadvertence.

Contrary to the assertions made by Mr. Phillies, no funds have been "channeled" between the Bob Barr Leadership Fund and the Barr 2008 presidential Committee. Moreover, as the Barr Respondents understand the LNC has previously confirmed for the Commission, the LNC has made no monetary contributions of any kind to Barr 2008. Barr 2008 has determined that it inadvertently filed disclosures showing receipt of a \$10,000 transfer by the LNC that did not occur. Rather, Barr 2008 has determined, the \$10,000 payment in question was made by the LNC directly to an independent vendor for ballot access activities. No funds were received by Barr 2008 and Barr 2008 has amended its disclosures accordingly.

For these reasons, the Commission should appropriately dismiss the Complaint against the Barr Respondents and find no reason to believe that the Barr Respondents have violated the Act or the regulations promulgated thereunder. Please contact me if you require further information. Thank you.

Very truly yours,



Stefan C. Passantino